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Attorney Docket No. 54600-8135.US00

#12/B
PATENT 2-22-03



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE APPLICATION OF: Kim *et al.*

SERIAL NO.: 09/875,453

FILED: June 6, 2001

FOR: **PROMOTERS FOR REGULATED GENE EXPRESSION**

EXAMINER: Sandals, W.

ART UNIT: 1636

CONFIRMATION NO.: 7454

Response to Restriction Requirement

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

FEB 19 2003

Sir:

TECH CENTER 1600/2900

In response to the Office Action dated December 24, 2002, Applicants respectfully request examination on the merits in view of the following response to the restriction requirement as set forth herein. A petition for one-month time extension accompanies this response along with a check in the amount of \$55.00 for the fee due.

In the Claims

Please cancel claims 3-25, without prejudice.

Please amend claim 2 as follows:

2. The regulatory promoter sequence of claim 1, wherein said sequence is SEQ

BSI ID NO.:5.